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PATENT
ATTORNEY DOCKET NO. 053727-5001-US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Cofe

2/11-03

In re Application of: Kurt R. DAHLBERG *et al.*)
)
Application No.: 10/000,094)
)
Filed: December 4, 2001)
)
For: POLYSACCHARIDE MUSHROOM COMPOST)
SUPPLEMENTS)

Group Art Unit: 3643

Examiner: S. Nguyen

Assistant Commissioner for Patents
Washington, D.C. 20231

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GROUP 3600

Sir:

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT
UNDER 37 C.F.R. § 1.97(b)

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(b), Applicant brings to the attention of the Examiner the documents listed on the attached PTO-1449. This Supplemental Information Disclosure Statement is being filed before the mailing date of a first Office Action on the merits for the above-referenced application.

Copies of the listed documents are attached.

Applicants bring to the attention of the Examiner the following three references which were cited in the International Search Report (copy attached) issued in corresponding PCT application PCT/US01/45374: Patent Abstracts of Japan (Japanese Publication No.: 2000 287539), German Patent No. DE 4420402C and U.S. Patent No. 5,888,803. Applicants note that European Patent Nos. EP 0290236 and EP 0700844 which are cited on the Search Report were submitted to the Examiner in a previous IDS submitted on July 2, 2002.

Applicants respectfully request that the Examiner consider the listed documents and indicate that the documents have been considered by making appropriate notations on the attached form.

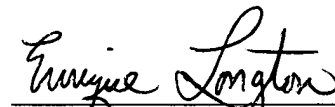
This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If it should be determined that any of the listed documents do not constitute "prior art" under United States law, Applicant reserves the right to present to the office the relevant facts and law regarding the appropriate status of such document.

Applicant further reserves the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

Except for issue fees payable under 37 C.F.R. §1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. §§1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account No. 50-0310. This paragraph is intended to be a **CONSTRUCTIVE PETITION FOR EXTENSION OF TIME** in accordance with 37 C.F.R. §1.136(a)(3).

Respectfully submitted,

MORGAN, LEWIS & BOCKIUS LLP


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Dated: January 29, 2003
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